

1 computer company in San Francisco for about two years, and  
2 then after that I basically didn't have a regular job. I  
3 was doing some, very simply helping out people and making a  
4 little bit of money doing odds and ends things and that  
5 allowed me some time to do some volunteer work, at which  
6 point I came to KALW where I am to this day.

7 Q So, your college degree was in Business  
8 Administration?

9 A Yes.

10 Q Now, it has come to our attention that during the  
11 Summer of 1977 Mr. Jeffrey Ramirez, who was the General  
12 Manager of KALW at the time, asked a volunteer at the  
13 station, named Susan Hecht, to look at the radio station's  
14 Public File.

15 A Can I just -- I think you said 1977.

16 Q 1997, if I said '77 I misspoke.

17 A I was going whoa --

18 Q Okay. All right. Yeah, I'm really delving back  
19 in time.

20 A Okay.

21 Q Let's bring us back to 1997.

22 A Okay.

23 Q It's our understanding that Mr. Ramirez asked  
24 Ms. Hecht to prepare a report or to look at the station's  
25 Public File and basically just tell him what was in there.

1 And as a consequence of that, she generated a document which  
2 we have in our piles of papers as Exhibit E of the Petition  
3 to Deny that was filed by Golden Gate Public Radio on  
4 November 3, 1997. And I just want to show you this document  
5 and if you want to take some time to read it before I ask  
6 any further questions, so we can stop for a second while you  
7 do that.

8 A Okay. Thank you. I just want to point out, I  
9 don't know --

10 Q We were told --

11 A About my little eye, my vision problem?

12 Q Sure.

13 A Okay, thank you.

14 MR. SHOOK: We can go off the record.

15 (Off the record at 9:38 a.m.)

16 (Back on the record at 9:49 a.m.)

17 MR. SHOOK: Back on the record.

18 BY MR. SHOOK:

19 Q Now, Mr. Helgeson?

20 A Yes.

21 Q I may not be phrasing this correctly, considering  
22 the difficulty of your eye condition at this point but, for  
23 lack of a better way of putting it, have you seen this  
24 document before today?

25 A No. I probably have.

1 Q And do you have any recollection at all in terms  
2 of the context in which you may have seen this document  
3 before?

4 A I probably saw it at the time when I found out  
5 that Golden Gate Public Radio challenged, had put a license  
6 challenge against KALW.

7 Q And that license challenge would have been the  
8 Petition to Deny that Golden Gate Public Radio filed?

9 A Yes. It would have been shared with me by the  
10 General Manager.

11 Q The General Manager at the time being Jeff  
12 Ramirez?

13 ~~A True.~~

14 Q Now, in sharing with you the fact of the Petition  
15 to Deny or the license challenge that Golden Gate Public  
16 Radio had made, did you and Mr. Ramirez discuss at all the  
17 allegations that had been made against the radio station by  
18 Golden Gate Public Radio?

19 A He shared with me some of the allegations.

20 Q Did he share with you any of the allegations that  
21 were made with respect to the station's Public Inspection  
22 File?

23 A I don't recall how specific we mentioned, we may  
24 have mentioned the Public File without getting at that  
25 moment into specifics about documents, documents, there was

1 a charge made that documents weren't there.

2 Q Do you recall any of the specifics of the charges  
3 in terms of, you know, what documents weren't there that  
4 Golden Gate Public Radio claims should have been there?

5 A I don't recall the specifics at that time. This  
6 would have been in --

7 Q 1997.

8 A 1997.

9 Q Right. I recognize it's not yesterday. In terms  
10 of the charges that were made by Golden Gate Public Radio,  
11 if I were to tell you that one of the charges that the  
12 organization made was that various Ownership Reports were  
13 not in the station's Public Inspection File, would that ring  
14 true with you?

15 A Yes.

16 Q And if I also were to tell you that one of the  
17 charges made by Golden Gate Public Radio was that Programs  
18 Issues Lists that were supposed to have been in the Public  
19 Inspection File weren't there, would that ring true with  
20 you?

21 A I'm not certain about that, as certain.

22 Q You're more certain about the Ownership Report --

23 A The Ownership Reports, yes.

24 Q -- were missing? Now, with that in mind, do you  
25 recall whether you provided any information to the station's

1 General Manager in response to the charge that Ownership  
2 Reports were not in the station's Public Inspection File?

3 A No, I didn't.

4 Q Do you recall providing any information to the  
5 General Manager with respect to the charge that certain  
6 Programs Issues Lists were not in the station's Public  
7 Inspection File?

8 A No.

9 Q I want to show you another document that, and I  
10 guess I'm going to have to ask your counsel to help you with  
11 this, this document is identified as Exhibit O of the  
12 Petition to Deny that was filed November 3, 1997.

13 MR. SHOOK: We can go off the record for a little  
14 bit.

15 (Off the record at 9:53 a.m.)

16 (On the record at 9:54 a.m.)

17 MR. SHOOK: Back on the record.

18 BY MR. SHOOK:

19 Q My question is, do you have any recollection as to  
20 when it was, other than today, that this document first came  
21 to your attention?

22 A No.

23 Q Would it be your testimony that this is the first  
24 time that this Exhibit O has been brought to your attention?

25 A I can't recall seeing it before.

1 Q Do you have any -- now, recognizing that you don't  
2 recall seeing it before, and this may be the first time that  
3 you're seeing this document at all, given the way the  
4 document is put together, do you have any knowledge as to  
5 who it is that may have created this document?

6 A This appears to me to be a list of topics on a  
7 weekly radio show that KALW has produced at KALW called City  
8 Visions. And the producer, it was produced by, the host is  
9 a woman named Rose Levinson, the producer at the time, back  
10 in the mid nineties there was John Cobell. I expect that  
11 the letters JC refer to John Cobell.

12 Q Now, there are a number of other producer, well,  
13 under the heading of producer there are a number of other  
14 initials that appear and so let's say for now that JC is  
15 referring to John Cobell, the next one after him on this  
16 list on the first page is VM, do you have any knowledge as  
17 to who VM may be?

18 A No, I don't.

19 Q And then the next one after that is SS, do you have  
20 any knowledge as to who SS may be?

21 A No, I don't.

22 Q Going down a little ways to 7/24/95, under the  
23 producer column are the initials LH, do you have any idea  
24 who LH is?

25 A No, I don't. I can't recall.

1 Q That's perfectly fine.

2 A The program to this date has several producers,  
3 there's maybe a main producer and with that main producer  
4 are several producers who worked with that person. Cobell  
5 was the main producer, that's why.

6 Q If we wanted to get fancy we'd call him the  
7 executive producer?

8 A Executive producer, I'm sure he would have liked  
9 that. He might even insist on it.

10 Q Well, okay. Now, when we get to 12/18/95, the  
11 initials KB appear. Do you have any knowledge as to who KB  
12 was?

13 A I cannot recall.

14 Q At 6/24/96 we have the initials JC and KA, now JC  
15 apparently is John Cobell, do you have any knowledge as to  
16 how KA may be?

17 A I cannot recall.

18 Q When we get to 12/2/96 the initials RL appear, do  
19 those initials mean anything to you?

20 A Like I said the host of the program was Rose  
21 Levinson, so I might, it might be for Rose Levinson.

22 Q Right. And in this context apparently there was  
23 the program concerned Proposition 209, Its Fate, now I don't  
24 know what -- Proposition 209 I take it has something to do  
25 with a California referendum of some kind?

1           A     I would imagine that's what it was too, I can't  
2 recall what 209 was.

3           Q     All right. When we get to 1/6/97 the topic of  
4 that program apparently was Ebonics in Oakland School  
5 System, and one of the sets of initials is EF, do you have  
6 any knowledge as to who EF is?

7           A     I cannot recall.

8           Q     When we get to 6/23/97 the topic was Bank Branch  
9 Closings, and the initials that appear are CE, any knowledge  
10 as to who CE is?

11          A     I can't recall.

12          Q     And then finally when we get to 7/7/97, under the  
13 ~~topic SF Waterfront Development~~, the initials MI appear, do  
14 you have any knowledge as to who MI may be?

15          A     I can't recall.

16          Q     All right. Now, considering that the dates that  
17 are noted here are from 6/5/95 through 7/7/97, it would be  
18 your recollection that John Cobell was somehow involved in  
19 the City Visions program during the entirety of that period?

20          A     Yes.

21          Q     And that Rose Levinson was also involved during  
22 the entirety of that period?

23          A     Yes.

24          Q     So, at least there would be a reasonable  
25 possibility and I'd guess we'd have to explore this further,



1 that either John Cobell or Rose Levinson had some  
2 responsibility for the creation of this document?

3 A Yes.

4 Q And do you have any knowledge as to whether  
5 anybody else might have been involved in the creation of  
6 this document?

7 A I don't have any other knowledge.

8 Q Now, also given the dates that appear on the  
9 document, this 6/5/95 is the start date and it appear that  
10 they go weekly basically all the way up to 7/7/97, the  
11 handwritten number at the upper right hand corner, 7/23,  
12 would that, do you have any knowledge as to whether that  
13 ~~signifies the date that this document was created on?~~

14 A I couldn't say.

15 Q But you're reasonably certain that the program  
16 that's references is the City Visions program?

17 A Yes.

18 Q And that aired on a weekly basis, I think you said  
19 Mondays?

20 A It currently runs Mondays, in that period of time  
21 it may -- I would want to go back and -- I wouldn't want to  
22 -- I would want to go back and look at calendars for 1995  
23 and 1996 to see what dates these referred to, if these were  
- 24 Monday dates or not. The show is still on to this day.

25 Q And it runs on a weekly basis?

1 A It runs on a weekly basis.

2 Q And it usually runs for what, an hour, two hours?

3 A Regularly one hour, currently 7:30 to 8:30 p.m. on  
4 Mondays.

5 Q I'm afraid we have to go through this exercise  
6 again with the document. So we'll go off the record again,  
7 I'll identify it first. The document that I'm going to show  
8 you is identified to us as Exhibit BB of the November 3,  
9 1997 Petition to Deny.

10 (Off the record at 10:03 a.m.)

11 (Back on the record at 10:07 a.m.)

12 MR. SHOOK: Back on the record.

13 BY MR. SHOOK:

14 Q Mr. Helgeson, the document that off the record  
15 counsel for SFUSD read through with you, is this a document  
16 that you had any knowledge of prior to today?

17 A I was aware of the information on it, whether I've  
18 seen this exact piece of paper I can't recall.

19 Q In other words, you did not create this document?

20 A No.

21 Q Do you have any knowledge as to who did?

22 A No.

23 Q Now, I spoke with you briefly before in connection  
24 with one of the exhibits that we've talked about, the  
25 document that the person named Susan Hecht had prepared.

1     What I didn't ask you, I don't think, was whether or not you  
2     even knew who Susan Hecht was?

3             A     Yes, I knew who Susan Hecht was.

4             Q     And could you tell us, you know, how it was you  
5     knew Susan Hecht?

6             A     Susan Hecht was a volunteer at the radio station.  
7     She helped out, came in, as I recall, over -- would come in  
8     once a week, maybe once every two weeks, helping out in the  
9     front office, general office tasks that needed to be  
10    handled, stuffing envelopes, we do a lot of stuffing  
11    envelopes in public radio. Answering phones, that kind of  
12    duty. So, I knew her from that. She was someone, like I  
13    say, who came in maybe once a week, maybe twice a week if we  
14    asked.

15            Q     Roughly over what period of time did she do this?

16            A     In the mid nineties, I can't recall an exact start  
17    or end date though.

18            Q     She no longer provides volunteered services for  
19    the radio station?

20            A     Not for a number of years.

21            Q     A number of years. Do you have any knowledge as  
22    to her current whereabouts?

23            A     I don't. She was an older woman, sixties or  
24    seventies, probably by now, I don't know.

25            Q     In other words, you didn't maintain any kind of

1 social relationship with her?

2 A Not outside of the station.

3 Q In terms of her coming to the station to  
4 volunteer, would you characterize her as a reliable  
5 individual?

6 A AS I recall, when I gave her, asked her to do  
7 tasks, she would do them reliably.

8 Q And do you have any knowledge as to what her  
9 educational background was?

10 A Not that I recall.

11 Q But in terms of the tasks that you would give her,  
12 and we haven't talked about what those were yet but, in  
13 ~~terms of the tasks that you would give her, she basically~~  
14 performed them as you had asked her to do?

15 A Yes.

16 Q In terms of the review of the Public File that she  
17 apparently undertook in the summer of 1997, did she talk  
18 with you at all about what it was that she found when she  
19 looked through the station's Public Inspection File?

20 A No.

21 Q Do you know who it was that she reported to with  
22 respect to this matter, the Public Inspection File?

23 A She reported to Jeff Ramirez.

24 Q Do you have any knowledge as to whether she  
25 reported to anybody else about the Public Inspection File?

1 A Not to my knowledge.

2 Q In the Summer of 1997, and I recognize this is  
3 going to be a little bit difficult but, in the Summer of  
4 1997 do you have any knowledge as to whether -- as to the  
5 nature of Ms. Hecht's relationship with Mr. Ramirez, was it  
6 cordial, was it hostile, was it remote, do you have any  
7 knowledge as to how that relationship was?

8 A I don't recall anything specific about the  
9 relationship, good or bad, one way or the other. She came  
10 into the station whenever she came in and she left at the  
11 end of the day, after X number of hours, there was never  
12 anything that I can recall or anybody saying anything to me  
13 ~~about their interactions with her, other than what she had~~  
14 just been asked to do, whatever tasks she had done and that  
15 was it.

16 Q Did Mr. Ramirez ever talk to you about what it was  
17 that Ms. Hecht had reported to him, in terms of what was in  
18 or was not in the station's Public Inspection File?

19 A No.

20 Q Now, you had an opportunity to observe Ms. Hecht  
21 over a number of years was it, on a roughly once a week  
22 basis when she would come in to assist?

23 A Approximately.

24 Q Do you have any opinion as to Ms. Hecht's honesty?

25 A I have no reason to question her honesty while she

1 was a volunteer at KALW, in relation to what she did at  
2 KALW, that I was aware of.

3 MR. SHOOK: Now, the next document I want to bring  
4 to your attention is from, let's see, where did I manage to  
5 put this. If we could go off the record for a second  
6 please.

7 (Off the record at 10:14 a.m.)

8 (Back on the record at 10:14 a.m.)

9 MR. SHOOK: The next document I want to bring to  
10 your attention comes from the Opposition to Petition to Deny  
11 that was filed by the San Francisco Unified School District  
12 with the Federal Communications Commission on January 20,  
13 ~~1998. And we can again go through the same procedure as we~~  
14 have before. I will give the document to your counsel and  
15 the particular part I want you to focus on you can go over.

16 THE WITNESS: Okay.

17 MR. SHOOK: We can go off please.

18 (Off the record at 10:15 a.m.)

19 (Back on the record at 10:17 a.m.)

20 MR. SHOOK: Back on the record.

21 BY MR. SHOOK:

22 Q Mr. Helgeson, your counsel for SFUSD has read to  
23 you paragraph 12 of the declaration of Jeffrey Ramirez,  
24 which he apparently executed on January 17, 1998, in  
25 connection with an Opposition to Petition to Deny that was

1 filed by Golden Gate Public Radio. The question I have for  
2 you, with respect to paragraph 12 is, did you have any role  
3 whatsoever in providing information to Mr. Ramirez, in  
4 connection with the assertions that he made in that  
5 paragraph?

6 A No. And I certainly -- not that I can recall.

7 Q Do you recall discussing with him the information  
8 that appears in paragraph 12 of Mr. Ramirez's declaration?

9 A No, I don't.

10 Q Do you recall discussing with Mr. Ramirez any  
11 conversation he had with Mr. Evans on the subject of the  
12 station's Public Inspection File?

13 ~~A Mr. Evans' name certainly came up in~~  
14 conversations, but I can't recall in what context. At that  
15 time, just a little side, Mr. Evans had been in a traffic  
16 accident in late 1997, and he was in a medical facility at  
17 that time, so there was conversations about Mr. Evans quite  
18 a bit. Although, like I say, I can't recall the exact  
19 context.

20 Q Now, we hadn't talked about Mr. Evans before this.  
21 What connection did Mr. Evans have with the radio station,  
22 if any, while you were working at KALW?

23 A At the time I came here, at the time I came there,  
24 at KALW, he was employed as the station's Chief Engineer.

25 Q How long did he remain the station's Chief

1 Engineer?

2 A From the time I got there and he was employed at  
3 KALW, until his accident in 1997.

4 Q Prior to his accident in 1997, did Mr. Evans  
5 experience any kind of health problem?

6 A He seemed to be not well.

7 Q Were there occasions when Mr. Evans had to miss  
8 work as a consequence of his not feeling well?

9 A Dave Evans did not keep, in the time I remember  
10 him there, didn't keep shall we say 9:00 to 5:00 hours, that  
11 was considered regular, given the nature of the job. There  
12 came to be a period of time in the mid 1990s where we saw  
13 ~~very little of, what seemed like in my estimation we saw~~  
14 very little of him at the station.

15 Q As a result of his not being at the station as  
16 much, was there any move at that time to try to remove him  
17 from his employment?

18 A I don't know if I would use the term remove him  
19 from the employment.

20 Q Okay. What term would you use?

21 A The manager and the, at the time Rose Levinson,  
22 who was General Manager, and Enrique Palacios, who was the  
23 School District Administrator overseeing or responsible for  
24 the radio station, were concerned about Mr. Evans' job  
25 performance, I know that.



1 Q And how did this concern get manifested, what  
2 happened?

3 A There were some duties, at the time we were  
4 looking at designing a new radio station facility from where  
5 we were at that time in 1995, and it required quite a bit of  
6 input from the engineer of the station regarding technical  
7 matters. And there was frustration on the part of Palacios  
8 and Levinson that Evans wasn't as available as she should be  
9 to help out in that design phase.

10 Q Was there ever any move to hire like perhaps a co-  
11 Chief Engineer or somebody to provide fill-in engineering  
12 services, given Mr. Evans' unavailability?

13 A AT one point we did end up hiring someone else to  
14 help out, Philip Hartman, who to this day is a contract  
15 engineer with KALW.

16 Q Now, approximately when did Mr. Hartman come into  
17 the picture?

18 A Approximately 1996, I couldn't tell you an exact  
19 date, but it certainly was before the move to the current  
20 facility, which happened at the very end of 1996. So, I  
21 want to say some time probably in earlier 1996, maybe late  
22 1995.

23 Q This brings to mind something else. With respect  
24 to your tenure at KALW, how many different office locations  
25 has the radio station had?

1           A     From the time I started volunteering there until  
2     the earthquake in 1989, we were at 2905 21st Street, the  
3     fifth floor of the O'Connell High School. The October 1989  
4     earthquake damaged that building to the point where no one  
5     else could -- it was condemned, subsequently been torn down.  
6     We had a temporary office in the abandoned -- the high  
7     school moved away and there was a gymnasium that was  
8     separate from the building that the station was in, and the  
9     gymnasium was abandoned, since the students had moved away.  
10    And so we put the office of the radio station in what was  
11    the girl's locker room of the gymnasium. The broadcast  
12    facilities of the radio station were moved to the  
13    transmitter site, temporarily, of radio station KSFO in San  
14    Francisco, which was several miles away from the gymnasium.  
15    That last situation lasted until 1991 when new temporary  
16    facilities were built on the basketball court of the  
17    gymnasium. And at that point we had studios and offices  
18    back together again in 1991. If you could picture the  
19    offices consisted of desks and shelves and tables and  
20    chairs, and we were basically sitting under the basketball  
21    hoops of this gymnasium. And the studios were little rooms  
22    that were built on the court, the basketball court. That  
23    situation lasted until the end of 1996 when the current  
24    facilities that were in were constructed on the campus of  
25    the Philip Burton High School, which is where we are to this

1 day.

2 Q Now, with respect to the current location of the  
3 radio station, do you have any knowledge as to where the  
4 radio station's Public Files are at present?

5 A At present they are in a file cabinet in the  
6 Station Manager's office.

7 Q Approximately how long has that been the case?

8 A It has been the case since Nicole Sawaya has been  
9 at KALW as General Manager, in 2001.

10 Q Prior to the time Ms. Sawaya became General  
11 Manager, where were the KALW Public Inspection File, where  
12 was the KALW Public Inspection File located?

13 A It resided in one drawer of a four drawer unlocked  
14 file cabinet in the main office, it was an open office at  
15 Burton High School, which was in an open office area, not a  
16 locked office. When we were on the basketball court in the  
17 gymnasium, it was also again in that file cabinet in an open  
18 area. There were no private offices and the file cabinet  
19 was never locked.

20 Q Now, in terms of the, from the end of 1996 when  
21 the station first moved to Burton High School, until the  
22 file was relocated to Ms. Sawaya's office, you indicated  
23 that it was one drawer of a four drawer file cabinet that  
24 held the station's Public File?

25 A Yes.

1 Q And were the entire four drawers unlocked or was  
2 it only the Public Inspection File drawer that was unlocked?

3 A All four drawers.

4 Q Were unlocked?

5 A Were unlocked.

6 Q Were unlocked. Now, what -- where were you seated  
7 during this period from the end of 1996 until the advent of  
8 Ms. Sawaya?

9 A I was in the open office area.

10 Q Was your desk area in -- what kind of proximity  
11 was it between your desk and the location of the file  
12 cabinet that had the Public Inspection File?

13 A I don't know how this is going to show up on the  
14 tape.

15 Q Try to describe it verbally and we'll see if we  
16 can make it work?

17 A Okay. Well, I was sitting in the big main office  
18 area, I sat in my cubicle area, there's partitions, office  
19 partitions to break it up into various individual office  
20 spaces. And I sat in one corner of the big office. And the  
21 file cabinet, four drawer file cabinet, was in my  
22 partitioned area there, within that, shall we say, an area  
23 which today is eight feet by ten feet, so the file cabinet  
24 is, if I'm sitting here, the cabinet would be maybe just on  
25 the other side of the glass wall.

1 Q So, the cabinet would have been located roughly  
2 five feet from where you sat?

3 A Five, eight feet.

4 Q Five to eight feet?

5 A Or six, yes.

6 Q It was visible from where you sat?

7 A Yes.

8 Q You could almost reach out and touch it?

9 A Not quite that close.

10 Q You'd have to get up?

11 A I'd have to get up out of my desk.

12 Q Take a couple of steps?

13 A Yes.

14 Q Was there -- let's see, I think you indicated that  
15 it was roughly in your partitioned area, was it immediately  
16 accessible to anybody else's partitioned area?

17 A My partitioned area was more than, held more than  
18 just me, and it does to this day, sometimes generally two  
19 and three of us work in my partitioned area, a small little  
20 cubicle that only holds one person.

21 Q So your question again was?

22 A Were there other persons that had the same kind of  
23 access to the Public Inspection File that you did, in other  
24 words they were seated in your general area and they could  
25 see it, they could get up easily and reach it?

1           A     Given where it was, sitting in that corner of the  
2 office there, I mean anybody would have to get up out of  
3 their chair to go over to it. Does that answer?

4           Q     You're fine, you're on the right track.

5           A     Okay.

6           Q     Did you ever, in the course of this period of  
7 time, the end of 1996 until the Public File was moved to  
8 Ms. Sawaya's office, did you ever put documents into the  
9 Public File for any reason?

10          A     If I was requested to.

11          Q     And do you recall being requested to do so at  
12 various points in time?

13          A     ~~I recall, thinking back, I don't recall~~ -- I mean  
14 other than -- I remember there was -- I was reminded of an  
15 email recently that Michael Johnson asked me to put some  
16 items in the Public File regarding some mayoral debate, some  
17 items about mayoral debates that we did in 1999. And my  
18 answer on that email was yes, I will. And I assume, given  
19 that was probably early 2000 that I did that.

20          Q     Mr. Johnson was a predecessor of Ms. Sawaya?

21          A     Yes.

22          Q     In the General Manager's position?

23          A     Yes.

24          Q     Roughly what period of time was he General  
25 Manager?

1           A     He was General Manager from mid 1998 through  
2     September 2000.

3           Q     And who followed him as General Manager?

4           A     The position was opened until -- I was acting, he  
5     left in September of 2000 and at that point the School  
6     District hadn't appointed a new one until Ms. Sawaya came  
7     on. And I was asked to be acting Station Manager during  
8     that period of time by the person who was School District  
9     Administrator at the time.

10          Q     so, going back in time for Ms. Sawaya, we have  
11     Ms. Sawaya is the current Station Manager or General  
12     Manager, whatever the proper term is. Then before her you  
13     were the acting Station Manager or General Manager for a  
14     period of about what, six months?

15          A     Let's see, October through February, I think she  
16     started, I believe she started about March 1, 2000.

17          Q     So, more like a five month period?

18          A     About five months there.

19          Q     And then prior to your being the acting General  
20     Manager or Station Manager, it was Michael Johnson?

21          A     Right.

22          Q     And he was in that position as Station Manager or  
23     General Manager for roughly to years?

24          A     Mid 1998 through September of 2000, it's about two  
25     years.

1 Q Prior to Michael Johnson, who was the Station  
2 Manager or General Manager?

3 A I was acting Station Manager again from the time  
4 Jeff Ramirez left the radio station in the end of January  
5 1998 until Michael Johnson was appointed to the position.

6 Q So, from February 1998 until September 1998?

7 A No, it was, I want to say, I believe it would be  
8 more like the Summer, around June, maybe July of 1998,  
9 several months.

10 Q So, a period of anywhere from four to six months?

11 A Somewhere around four months, I think. I was  
12 trying to think about that, when exactly he actually was  
13 appointed. I want to say it was more like June or July.

14 Q During those periods of time when you were the  
15 acting Station Manager or General Manager, did you get to  
16 move into the office of General Manager or did you have to  
17 stay at your cubicle or wherever it was?

18 A Oh, in my cubicle. I generally stayed out in my  
19 own office, since I realized this was just going to be -- I  
20 didn't want to move everything of mine into the Station  
21 Manager's office since I was assuming there would be a new  
22 Station Manager at anytime. So, I didn't want to get too  
23 comfortable in that office. So, occasionally I would use  
24 the office, because it was the only private office in the  
25 station. So, sometimes if I wanted to work quietly I might



1 move in there to do a few things but for the most part I  
2 kept my own desk outside, where I have it to this day.

3 Q Very wise. Now, prior to the end of 1996, so in  
4 other words before you moved to the Burton High School  
5 location, you had mentioned that the offices were located in  
6 a basketball court?

7 A Correct.

8 Q Or what was a basketball court, I guess?

9 A A basketball court.

10 Q And --

11 A They had left the floor there, the basketball  
12 hoops were up still.

13 Q All right. So, when anybody got bored they could  
14 just break out a basketball and have an impromptu game?

15 A What happened was, that lasted until the first  
16 basketball bounced on the first computer monitor, then the  
17 basketballs all went away.

18 Q I see, I see. Well, it doesn't work out like the  
19 commercials we see where the golfers are, you know, breaking  
20 glass and everything, not a good thing.

21 A No.

22 Q All right. So, for a four and a half to five year  
23 period when the offices were at the basketball court, where  
24 was the station Public Inspection File in relation to where  
25 you sat?

1           A     It was, there was an open area, we put up, we put  
2 together some tables and chairs, again this was on the  
3 basketball court, and a file cabinet was, again that very  
4 same file cabinet was in that area where I sat. And the  
5 area again was, it was actually quite a bit larger given we  
6 had room to spread out. And it was a general work area  
7 where I sat, volunteers would have areas to work. We had a  
8 couple of computers there, a computer printer, and they were  
9 laid out.

10          Q     So, the Public Inspection File was located in the  
11 same drawer as it is currently?

12          A     Not where it is currently. It was moved in 2001  
13 to Nicole Sawaya's office.

14          Q     Okay.

15          A     The file cabinet itself stayed but the contents  
16 were moved out of that file cabinet into the cabinet, file  
17 cabinet in Nicole Sawaya's office.

18          Q     Fairly said. In terms of the period prior to  
19 March of 2001, when you had mentioned that there was a four  
20 drawer file cabinet and one of the drawers had the Public  
21 Inspection File, was that the same situation that existed in  
22 the 1991 to 1996 period when the offices were located on the  
23 basketball court?

24          A     Yes.

25          Q     So, there was one drawer out of four that